

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ROBERT J. LUMPKIN, ) CASE NO. C09-1519-RAJ  
Petitioner, )  
v. ) ORDER DENYING PETITIONER'S  
DOUG WADDINGTON, et al., ) HABEAS PETITION WITH  
Respondents. ) PREJUDICE

The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's answer thereto, the Report and Recommendation of Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation (Dkt. # 22);
- (2) The habeas petition and this action are DISMISSED, without prejudice; and
- (3) The Clerk is directed to send copies of this Order to petitioner, to counsel for respondent, and to Judge Theiler.

DATED this 10th day of May, 2010.



The Honorable Richard A. Jones  
United States District Judge